

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.

05 NOV 22 PM 2: 38

UNITED STATES OF AMERICA,

Plaintiff

VS.

CR. NO. 05-20231-B

MARCUS TALLEY,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TN, MEMPHIS

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY  
AND SETTING

This cause came on for a report date on August 29, 2005. At that time, Counsel for the defendant requested continuance in order to allow for additional preparation in the case, and later requested a date for suppression hearing. The Court granted the request and set a suppression hearing date of November 3, 2005. Counsel for the government subsequently requested a continuance to allow for evaluation of the defendant.

The Court granted the request and re-set the Suppression Hearing/Report Date for Monday, January 30, 2006<sup>6</sup> at 9:30 a.m. in Courtroom 1, 11th Floor of the Federal Building, Memphis, TN.

The period from November 18, 2005 through February 17, 2006 is excludable under 18 U.S.C. § 3161(h)(8)(B)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 22<sup>nd</sup> day of November, 2005.

  
J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 28 in case 2:05-CR-20231 was distributed by fax, mail, or direct printing on November 22, 2005 to the parties listed.

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Honorable J. Breen  
US DISTRICT COURT